

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Olena Kalichenko,

Case No. 21-cv-2156 (DSD/TNL)

Plaintiff,

v.

**CASE MANAGEMENT  
ORDER**

Warden M Starr,

Defendant.

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On October 7, 2022, Defendant Warden M Starr filed a Motion to Dismiss and/or for Summary Judgment, ECF No. 38. This motion has been referred to the undersigned for a report and recommendation pursuant to 28 U.S.C. § 636.

Briefing on the motion shall occur as follows:

- 1. Plaintiff's response is due on or before November 7, 2022.**
- 2. Defendant's reply is due on or before November 22, 2022.**

The motion will then be deemed submitted and the Court will issue its report and recommendation based on the papers, without a hearing.

All prior consistent orders remain in full force and effect. Failure to comply with any provision of this Order or any other prior consistent Order shall subject the non-complying party, non-complying counsel and/or the party such counsel represents to any and all appropriate remedies, sanctions and the like, including without limitation: assessment of costs, fines and attorneys' fees and disbursements; waiver of rights to object; exclusion or limitation of witnesses, testimony, exhibits and other evidence; striking of

pleadings; complete or partial dismissal with prejudice; entry of whole or partial default judgment; and/or any other relief that this Court may from time to time deem appropriate.

**IT IS SO ORDERED.**

Date: October 17, 2022

s/ Tony N. Leung  
Tony N. Leung  
United States Magistrate Judge  
District of Minnesota

*Kalichenko v. M Starr*  
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